

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, October 9, 2012

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Larry Balow, David Duax, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Kathy Mitchell, Jackie Pavelski, Bob Von Haden, Thomas Vue, and Andrew Werthmann. Absent: Council Member Mark Olson.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, October 9, 2012. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Vue “to adopt the consent resolution”. Said motion passed by unanimous vote.

COMMENDATIONS AND PROCLAMATIONS

Council President Kincaid, on behalf of the City Council, proclaimed October 15, 2012 as White Cane Safety Day in the City of Eau Claire and urged citizens and operators of motor vehicles to be acutely aware of visually impaired pedestrians.

LIQUOR LICENSE

The City Council considered a resolution granting a permanent expansion of the Combination Class B Intoxicating Liquor & Fermented Malt Beverage licensed premise of Water Street 428 Corporation, d/b/a Mona Lisa’s, 428 Water Street, to include 430 Water Street. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Klinkhammer “to adopt said resolution”. Said motion passed by unanimous vote.

SPECIAL EVENTS

The City Council considered a resolution authorizing the Crohn’s and Colitis Foundation to conduct the Take Steps Walk at Carson Park and along city sidewalks and trails on Saturday, October 20, 2012. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Eau Claire Parks, Recreation and Forestry Department to conduct the Clearwater Winter Parade along Water Street and hold winter parade events at the Hobbs Ice Center on Saturday, December 15, 2012. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Mitchell “to adopt said resolution”. Said motion passed by unanimous vote.

SITE PLAN – OWEN PARK RESTORATION

The City Council considered a resolution approving a site plan in a P-Public District for the Owen Park Restoration Plan as shown on Planning File #PZ-1213. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Emmanuelle “to adopt said resolution”. Said motion passed by unanimous vote.

SITE PLAN – WASTEWATER TREATMENT PLANT

The Council considered a resolution approving a site plan in a P-Public District for various improvements to the Wastewater Treatment Plant. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Balow “to adopt said resolution”. Said motion passed by unanimous vote.

LAND TRANSFER

The City Council considered a resolution directing the City Manager to prepare a land transfer agreement with the YMCA for city-owned property located at the southeast corner of Galloway Street and River Prairie Drive and to refer the proposed land transfer to the Waterways and Parks Commission and the Plan Commission for review and recommendation. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax “to adopt said resolution”. Council Member Duax offered a motion “to amend said resolution by deleting the third Whereas paragraph (referring to correspondence from March 2012 dealing with fund-raising for the project) from the resolution, as it is not needed”. Said motion was accepted by the mover as a friendly amendment. The Council then voted on the resolution as amended. Said motion to adopt passed by the following vote: Aye: Council Member Balow, Duax, Emmanuelle, Kincaid, Klinkhammer, Pavelski, Von Haden, Vue and Werthmann. Nay: Council Member Mitchell.

DEVELOPMENT AGREEMENT – MUSKIE PROPPANT

The Council considered a resolution authorizing the City Manager to enter into a development agreement with Muskie Proppants LLC for railroad spur extension and roadway improvements in the area of Anderson Drive and Hogarth Street. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Klinkhammer “to adopt said resolution”. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Vue “to postpone consideration of said resolution for two weeks”. Said motion to postpone failed by the following vote: Aye: Council Members Kincaid, Klinkhammer, and Vue. Nay: Council Members Balow, Duax, Emmanuelle, Mitchell, Pavelski, Von Haden and Werthmann. Council Members continued to discuss the original motion. The Council voted on the original motion to enter in to a development agreement. Said motion to approve the development agreement failed by the following vote: Aye: Council Member Council Member Klinkhammer. Nay: Council Members Balow, Duax, Emmanuelle, Kincaid, Mitchell, Pavelski, Von Haden, Vue and Werthmann.

VOTING WARD

The City Council considered a resolution creating a new voting ward in the City of Eau Claire. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Mitchell “to adopt said resolution”. Said motion passed by unanimous vote.

DECEMBER CITY COUNCIL MEETINGS

The City Council considered a resolution canceling the City Council meetings scheduled for December 24 and 25, 2012. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Emmanuelle “to adopt said resolution”. Said motion passed by following vote: Aye: Council Members Duax, Emmanuelle, Kincaid, Klinkhammer, Mitchell, Pavelski, Von Haden, Vue and Werthmann. Nay: Council Member Balow.

MARX ANNEXATION

The City Council considered an ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 15th Assessment Ward, 3rd Aldermanic District, that part of Lot 19 of First Assessor’s Plat to the Town of Washington, except that lands for highway purposes, all located in the SW¹/₄ -NW ¹/₄ of Section 32-27-9, Town of Washington, Eau Claire County, as shown on Planning Drawing No. 12-5A (Marx petition, 512 Grover Road). Thereupon a motion was offered by Council Member Vue and seconded by Council Member Balow “to adopt said ordinance”. Said motion passed by unanimous vote.

ZONING CODE AMENDMENT

The City Council had first reading on an ordinance amending the Zoning Code, P-Public District, adding provisions pertaining to hearing requirements for zoning and site plans applications.

ADJOURNMENT

A motion was offered by Council Member Klinkhammer and seconded by Council Member Balow “that this meeting does now adjourn.” Said motion passed by unanimous voice vote.

Adjournment: October 9, 2012

Time: 5:56 p.m.

ATTEST:

Kerry J. S. Kincaid, President

Donna A. Austad, City Clerk